



MEMORANDUM

Agenda Item No. 11(A)(1)

TO: Honorable Chairperson Barbara Carey-Shuler, Ed.D.
and Members, Board of County Commissioners

DATE: **January 20, 2004**

SUBJECT: Resolution Ratifying the
County Manager's Action
in Authorizing Change
Orders Pursuant to
Sections 2-8.2.7 and 2-
8.2.8 of the Code of
Miami-Dade County

FROM: George M. Briggs
County Manager

RECOMMENDATION

It is recommended that the Board adopt the attached resolution ratifying the County Manager's actions taken as of November 15, 2003 in expediting the change orders associated with the construction of the Performing Arts Center of Greater Miami ("PAC") identified on the attached schedule (Exhibit "A").

BACKGROUND

Section 2-8.2.7 of the Code of Miami-Dade County, known as the "Expedite Ordinance", provides for expeditious treatment of professional service agreements and construction contracts associated with funded capital improvement projects identified in the approved annual capital budget (Proposed Capital Budget and Multi-Year Capital Plan) or projects subsequently included by a Board of County Commissioners resolution. PAC Change Order Nos. 67 and 68 are presented for ratification pursuant to Section 2-8.2.8 of the Code of Miami-Dade County, "County Manager's authority as to contract relating to construction of Performing Arts Center of Greater Miami." Section 2-8.2.8 of the Code affords the County Manager the authority to negotiate and settle contractor claims and issue change orders for additional work under the PAC construction contract and any amendments thereto within established limits and subject to Board ratification.

The Office of Capital Improvements Construction Coordination (CICC) processed the 2 qualifying change orders shown in Exhibit "A". Exhibit "B" is a listing of descriptions for the abbreviations utilized on the Exhibit "A".


Pedro G. Hernandez, P.E.
Assistant County Manager

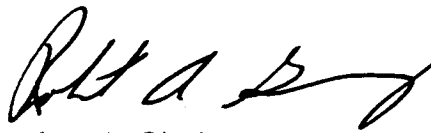


MEMORANDUM

(Revised)

TO: Hon. Chairperson Barbara Carey-Shuler, Ed.D.
and Members, Board of County Commissioners

DATE: January 20, 2004

FROM: 
Robert A. Ginsburg
County Attorney

SUBJECT: Agenda Item No. 11(A)(1)

Please note any items checked.

- ☐ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☐ No committee review

Approved _____ Mayor

Veto _____

Override _____

Agenda Item No. 11(A)(1)

1-20-04

RESOLUTION NO. _____

RESOLUTION RATIFYING THE COUNTY
MANAGER'S ACTION, AS AUTHORIZED BY
SECTIONS 2-8.2.7 AND 2-8.2.8 OF THE CODE OF
MIAMI-DADE COUNTY IN APPROVING
PERFORMING ARTS CENTER OF GREATER MIAMI
CHANGE ORDERS LISTED ON THE ATTACHED
SCHEDULE

WHEREAS, this Board desires to accomplish the purposes outlined in the
accompanying memorandum, a copy of which is incorporated herein by reference,

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY
COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that this Board
ratifies the actions of the County Manager, as authorized by Sections 2-8.2.7 and 2-8.2.8
of the Code of Miami-Dade County in approving the change orders associated with the
construction of the Performing Arts Center of Greater Miami (PAC) on Exhibit "A"
attached hereto and made a part hereof.

The foregoing resolution was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Dr. Barbara Carey-Shuler, Chairperson	
Katy Sorenson, Vice-Chairperson	
Bruno A. Barreiro	Jose "Pepe" Diaz
Betty T. Ferguson	Sally A. Heyman
Joe A. Martinez	Jimmy L. Morales
Dennis C. Moss	Dorin D. Rolle
Natacha Seijas	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 20th day of January, 2004. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

HARVEY RUVIN, CLERK

Approved by County Attorney as
to form and legal sufficiency. DBM

Deborah B. Mastin

By: _____
Deputy Clerk

Performing Arts Center of Greater Miami Project Ratification List

Exhibit A

As of 11/15/2003

Change Order	Performing Arts Center Management Office						CSBE / CBE / DBE Measures		
Project / Contract	Project Name	Location		Cost Estimate	Award Amount	Awarded To	10%	0%	0%
PAC	Performing Arts Center	1300 Biscayne Boulevard (Ballet/Opera House) 1330 North Bayshore Drive (Concert Hall)		\$168,000,000.00	\$254,650,000.00	Odebrecht Construction, The Haskell Company, and Ellis Don Construction	10%	0%	0%
9501				Adjusted Award	\$216,736,304.79				
County Manager									
Activity		Amount		Approval	Clerk Date				
Change Order		67		\$0.00	10/14/2003	10/15/2003			
C/O # 67 - To correct scrivener's error found in C/O # 40, increasing the credit due the County for Value Engineering by \$432.00.									
Change Order		68		(\$5,418,245.29)	9/29/2003	10/23/2003			
C/O # 68 - State of Florida Sales and Use Tax Savings on building materials, supplies and equipment utilizing Miami-Dade County's tax-exempt status.									

Total Number of Change Order 2

Total Dollar Value Change Order (\$5,418,245.29)

Exhibit B

Abbreviation	Description
C/O #	Change Order Number
CBE	Community Business Enterprise
CSBE	Community Small Business Enterprise
DBE	Disadvantage Business Enterprise
PAC	Performing Arts Center of Greater Miami